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DATE: March 29, 2006
CLIENT NO.: H1139.0107
MESSAGE TO: Examiner D.J. Lee
COMPANY: U.S. Patent and Trademark Office
FAX NUMBER: (571) 273-8300
PHONE:
FROM: Hua (Helene) Gao
PHONE: (212) 835-1487

PAGES (Including Cover Sheet): 9 **HARD COPY TO FOLLOW:** ☐ YES ☒ NO

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DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP

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Dated: March 29, 2006Signature: 

Hua Gao

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Katsumi Tomioka

Confirmation No.: 7121

Application No.: 10/038,545

Art Unit: 2633

Filed: October 24, 2001

Examiner: D. J. LEE

For: OPTICAL SUBSCRIBER SYSTEM AND
TRANSMISSION LINE DISTANCE
MONITORING METHOD

Attorney Docket: H1139.0107

REQUEST FOR RECONSIDERATION

Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Final Office Action dated February 8, 2005, please enter the following remarks in the above-identified U.S. patent application:

Claim Listing begins on page 3 of this paper. No claims have been amended hereby and the listing of claims has been included merely for the convenience of the Examiner.

Remarks/Arguments begin on page 6 of this paper.

DOCSNY.185342.2

Application No.: 10/038,545Docket No.: H1139.0107**FEE CALCULATION**

Any additional fee required has been calculated as follows:

☐ If checked, Small Entity status is claimed.

	No. of Claims After Amendment		Highest No. Previously Paid For		Extra Present		Rate	Additional Fee
Total	12	MINUS	20**	=	0	x		\$0.00
Indep.	2	MINUS	3**	=	0	x		\$0.00
First presentation of multiple dependent claim(s)						x		\$
TOTAL:								\$0.00

* not less than 20

** not less than 3

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-2215.

CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 50-2215.